(G.C.P.)J 455 (5,00,000)-11.2001) Spl-H.C.,A.S.,C.D.,78e

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CIVIL APPLICATION NO.2249 OF 2006
in
WRIT PETITION nO.3336 OF 2006

Office Notes, Office Memoranda of Coram, appearances, Court's order or directions and Registrar's order.	Court's or Judge's orders

Shri V.V.Pai for the applicant.

Shri V.P.Malvankar, AGP for respondent Nos.1, 2 and 3.

None for the respondent no.4.

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CORAM: R.M.S.KHANDEPARKAR
&
V.M.KANADE, JJ

DATED: 21st September, 2006.

P.C.

1. Taken up on board on request.

2. Heard. considering the facts disclosed in the application, the applicant cannot be blamed for non availability of the final decision by the scrutiny committee regarding his caste verification claim, and therefore, pending the decision of the caste scrutiny committee, the applicant cannot be disallowed to appear for the examinations of

the Engineering Course to which the applicant has been admitted. Being so, without prjudice to the rights of the respondents to take appropriate decision in case of the applicant failing to secure favourable decision from the caste scrutiny committee, the applicant should be allowed to appear for the examinations, either semester or otherwise, however, his results shall not be declared till the decision by the caste scrutiny committee regarding his caste claim.

3. With these directions, the application is disposed of.

(R.M.S.KHANDEPARKAR, J)

(V.M.KANADE, J)